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September 4, 2008

VIA ELECTRONIC MAIL

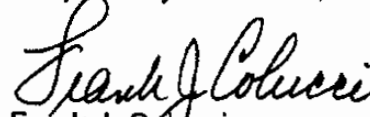
The Honorable Paul A. Crotty  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
Room 735  
New York, New York 10007

Re: Express, LLC v. Wal-Mart Stores, Inc.  
Civil Action No. 08 CV 4425 (PAC) (DF)

Dear Judge Crotty:

We represent the plaintiff, Express, LLC, in the above referenced civil action. Please note that the parties have reached a settlement and expect to file a stipulation of dismissal within ten days. In light of this, we respectfully request that the September 9<sup>th</sup> conference before Your Honor be cancelled.

Respectfully submitted,

  
Frank J. Colucci

FJC:gg

cc: Nels T. Lippert, Esq.

SO ORDERED: SEP 05 2008

  
HON. PAULA A. CROTTY  
UNITED STATES DISTRICT JUDGE

MEMO ENDORSED

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